

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARLYAND**

H&R BLOCK EASTERN ENTERPRISES, INC.)
)
Plaintiff,)
)
v.) Civil Action No. MJG-07-1822
)
CHARLES W. TURNBAUGH, in his official)
capacity as Commissioner of the Division of)
Financial Regulation of the Maryland)
Department of Labor, Licensing and Regulation)
)
Defendant.)

NOTICE OF APPEAL

Pursuant to Rule 3 of the Federal Rules of Appellate Procedure, notice is hereby given that H&R Block Eastern Enterprises, Inc. (“Block”), plaintiff in the above-named case, hereby appeals to the United States Court of Appeals for the Fourth Circuit from part of the Final Judgment entered in this action on September 3, 2008 (Dkt. No. 30). Plaintiff Block appeals the part of the Final Judgment set forth in Paragraph 2 thereof that declared and adjudged that certain provisions of the Maryland Credit Services Business Act, Md. Code Ann., Com. Law §§ 14-1901 *et seq.* are not preempted by the National Bank Act, 12 U.S.C. §§ 21 *et seq.* and regulations of the Office of the Comptroller of the Currency.

Dated: September 25, 2008

Respectfully submitted,

Plaintiff H&R Block Eastern Enterprises, Inc.

By: /s/ Matthew M. Neumeier
Matthew M. Neumeier

William Murphy, Jr. (D.Md. #07985)
Richard V. Falcon (D. Md. # 01739)
THE MURPHY FIRM
One South Street, 23rd Floor
Baltimore, Maryland 21202
Telephone: (410) 539-6500
Facsimile: (410) 539-6599
Email: billy@billymurphylaw.com
rfalcon@billymurphylaw.com

Matthew M. Neumeier
Scott T. Schutte
Gabriel A. Crowson
HOWREY LLP
321 N. Clark Street, Suite 3400
Chicago, IL 60654
Telephone: (312) 595-1239
Facsimile: (312) 595-2250
Email: neumeierm@howrey.com
schuttess@howrey.com
crowsong@howrey.com

CERTIFICATE OF SERVICE

I hereby certify that a copy of the above and foregoing Notice of Appeal was served upon all counsel of record via the Court's CM/ECF system this 25th day of September, 2008.

/s/ Matthew M. Neumeier
Matthew M. Neumeier